

9-5-06

Attorney's Docket No.: 17111-009001 / 2309

JED



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hubert Köster, Ph.D. et al.

Art Unit : 1639

Serial No. : 10/760,085

Examiner : Jon D. Epperson

Filed : January 16, 2004

Conf. No. : 8019

Cust. No. : 20985

Title : CAPTURE COMPOUNDS, COLLECTIONS THEREOF AND METHODS  
FOR ANALYZING THE PROTEOME AND COMPLEX COMPOSITIONS**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Dear Sir:

Transmitted herewith are a Preliminary Amendment and Response to Notice of Non-Responsive Amendment, mailed August 23, 2006 and further to the Election and Preliminary Amendment filed May 22, 2006 (15 pages), a copy of the Notice of Non-Responsive Amendment (1 page), and a return postcard in connection with the above-captioned patent application. Because this Response is filed within the one month due date, no fee should be due. However, if it is determined that a fee is due, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1050 for the appropriate fee as stated below. If a Petition for extension of time is needed, this paper is to be considered such Petition.



The Commissioner is hereby authorized to charge the fee for the extension of time and any other fee that may be due in connection with this and the attached papers or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie Seidman

Reg. No. 33,779

Attorney Docket No. 17111-009001/2309

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## CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number EV 740125060 US

Date of Deposit September 01, 2006

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie Seidman



UNITED STATES DEPARTMENT OF COMMERCE  
**Patent and Trademark Office**

Address: ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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8/22/06

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

**Non-Responsive Amendment (Bonafide)**

The reply dated August 22, 2006 is not fully responsive to the prior Office action because of the following omission(s) or matter(s):

Applicants elected compound HKC-1191 shown in figure 1 for subgroup 1. However, the Examiner cannot find this compound in figure 1. Please correct and/or clarify. Also, note that Applicants must provide a listing of the claims that read on the elected species.

The examiner also notes that the appropriate fees must be paid to extend the time period for response.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE(1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner Jon D. Epperson, Ph. D., Art Unit 1639, whose telephone number is (571) 272-0808.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (571) 272-1600.

Jon D. Epperson Ph.D.  
Patent Examiner

JON EPPERSON, PH.D.  
PATENT EXAMINER